THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.12699 of 2006

Dated:03.07.2006

Between:

G.B.N.Reddy.

…Petitioners

and

Govt. of A.P., rep.by the District Registrar & another.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.12699 of 2006

ORDER:

The petitioner is the owner of Plot No.1002 in Survey No.219, situated at Gajularamaram Village, Qutbullapur Mandal, Ranga Reddy District. He sold the land under an agreement of sale to one G.Mohan and presented the same for registration, as it requires registration by reason of parting with possession. The second respondent gave an endorsement to the effect that the same cannot be registered as it is a ceiling surplus land. Aggrieved by the same, the present writ petition is filed seeking a direction to the second respondent to register the agreement of sale.

There is no denial before this Court that against any refusal to register a document under Section 71 of the Registration Act, 1908 (for short 'the Act'), an appeal would lie to the District Registrar under Section 72 of the Act. If the District Registrar also declines to give any direction to the Sub-Registrar to register the document, such party is given a right of filing a suit before the civil Court, which has to be decided within a period of six months.

Therefore, giving liberty to the petitioner to raise all the grounds before the appellate authority, the Writ Petition is dismissed. No costs.

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(V.V.S.RAO, J)

03.07.2006
vs